

**BEFORE THE BOARD OF DENTAL EXAMINERS
OF THE STATE OF IOWA**

IN THE MATTER OF:)

STEPHEN W. RATER, D.D.S.)

801 S. Gammon Road)

Madison, WI 53719)

NOTICE OF HEARING

License #6277)

Respondent)

You are hereby notified that on December 20, 2001, the Board found probable cause to file a Statement of Charges against you. If any of the allegations against you are founded, the Board has authority to take disciplinary action against you under Iowa Code chapters 17A, 147, 153, and 272C (2001), and 650 Iowa Administrative Code Chapter 51. A copy of the Statement of Charges is attached, and sets forth the particular statutes and rules which you are alleged to have violated, and further provides a short and plain statement of the matters asserted.

IT IS HEREBY ORDERED that a disciplinary contested case hearing be held upon the Statement of Charges on April 17, 2002, before the full Board or a panel of the Board. The hearing shall begin at 10:00 a.m. and shall be located in the 1st Floor Conference Room, Iowa Board of Dental Examiners at 400 SW 8th Street, Ste D, Des Moines, Iowa. The Board shall serve as presiding officer, but the Board may request an

Administrative Law Judge make initial rulings on prehearing matters, and be present to assist and advise the Board at hearing.

Within twenty (20) days of the date you are served with the Statement of Charges and Notice of Hearing, you are required by 650 Iowa Administrative Code 51.12(2) to file an Answer to the Charges. In that Answer, you should also state whether you will require an adjustment of the date and time of the hearing.

At hearing, you may appear personally or be represented by counsel at your own expense. You will be allowed the opportunity to respond to the Charges against you. The procedural rules governing the conduct of the hearing are found at 650 Iowa Administrative Code Chapter 51.

The office of the Attorney General is responsible for representing the public interest (the State) in this proceeding. Pleadings shall be filed with the Board and copies should be provided to counsel for the State at the following address:

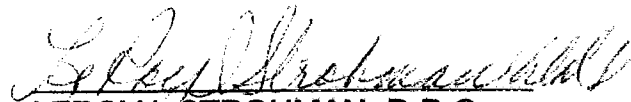
Theresa O'Connell Weeg
Assistant Attorney General
Iowa Attorney General's Office
2nd Floor, Hoover State Office Building
Des Moines, IA 50319
Phone (515) 281-6858

If you fail to appear at the hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 650 Iowa Administrative Code 51.22.

This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process is found at 650 Iowa Administrative Code 51.19.

If you are interested in pursuing settlement of this matter, please contact Constance L. Price, Executive Director, at 515-281-5157.

Dated this 20th day of December, 2001.



LEROY I. STROHMAN, D.D.S.
Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Ste. D
Des Moines, IA 50309

cc: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, IA 50319

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OF THE STATE OF IOWA**

IN THE MATTER OF:)	
STEPHEN W. RATER, D.D.S.)	
801 S. Gammon Road)	
Madison, WI 53719)	STATEMENT OF CHARGES
Iowa Dental License #6277)	
Respondent)	

- 1) The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2001).
- 2) On September 30th, 1977, Stephen W. Rater, D.D.S., the Respondent, was issued Iowa dental license number 6277 by the Board to engage in the practice of dentistry, subject to the laws of the State of Iowa and the rules of the Board.
- 3) Iowa License number 6277 is currently on lapsed status.

COUNT I

Respondent is charged under Iowa Code Section 153.34(12) (2001) with having disciplinary action taken against his dental license by another state.

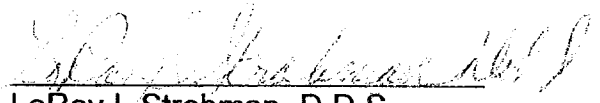
COUNT II

Respondent is charged under Iowa Code Section 153.34(4) (2001) with willfully or repeatedly violating a Board rule when he failed to report a license revocation, suspension, or other disciplinary action taken by a licensing authority of another state within thirty (30) days of the final action, as required by Iowa Administrative Code Section 30.4(32).

THE CIRCUMSTANCES

- 1) Respondent was issued Iowa dental license number 6277 in the State of Iowa on September 30th, 1977, which is currently on lapsed status.
- 2) Respondent is licensed to practice dentistry in the State of Wisconsin and holds license number 2199.
- 3) On or about April 26th, 2001, Respondent entered into a Stipulation with the Wisconsin Department of Regulation and Licensing, Division of Enforcement to settle a pending investigation.
- 4) On May 2nd, 2001, the Wisconsin Dentistry Examining Board issued a Final Decision and Order adopting the Stipulation Respondent entered into with the Wisconsin Department of Regulation and Licensing, Division of Enforcement.
- 5) According to this May 2nd, 2001, Final Decision and Order, Findings of Fact, Respondent on or about July 14th, 2000, was convicted of thirteen (13) misdemeanor counts of violation of sec. 943.20(1)(d) Wis. Stats. {Theft – False Representation} for submitting false information in conjunction with Medicaid billings from 1994 to 1997.
- 6) Respondent consented to the Board's Conclusions of Law that his conduct as described in the Findings of Fact was contrary to sec. 447.07(3)(a), Stats. And Wis. Admin. Code sec. DE 5.02(5)

On this 20th day of December, 2001, the Iowa Board of Dental Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.


LeRoy I. Strohman, D.D.S.
Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Ste. D
Des Moines, IA 50309

cc: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
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